

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hiroyuki Tsunoda *et al.* Art Unit : 1647
Serial No. : 10/551,504 Examiner : Shulamith H. Shafer
Filed : September 29, 2005 Conf. No. : 8020
Title : ANTI-MPL ANTIBODIES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESUBMISSION OF PETITIONS TO EXPUNGE PROPRIETARY MATERIAL
UNDER 37 C.F.R. 1.59(b)**

Petitioners filed two Petitions to Expunge Proprietary Material in this application, on July 23, 2007 and July 14, 2009, respectively. These Petitions were respectively dismissed by the Office in Petition Decisions dated August 3, 2007, and July 17, 2009. The Petition Decisions both stated that Petitioner may resubmit the respective petition subsequent to a Notice of Allowability being mailed in the application and that no additional petition fee would be required at that time.

Petitioner received a Notice of Allowability in this application on January 7, 2010. On page 2 of the Notice of Allowability, the Examiner stated with respect to the Petition:

It is noted that Applicants' petition of 14 July 2009 to expunge proprietary material has been dismissed on 17 July 2009; the Office determined that Petitioner may resubmit the petition subsequent to a Notice of Allowability being mailed in the instant application. The Examiner has determined that the proprietary materials do not impact upon the patentability of the claims of the instant invention.

Petitioner asks that the proprietary material submitted to the Patent Office on July 23, 2007, and July 14, 2009, be expunged from the record.

Petition fees of \$400 (\$200 for each petition filed) under 37 C.F.R. § 1.17(g) were submitted with the two prior petitions. Pursuant to the statements in the Petition Decisions, it is believed no further petition fees are due. If any fees are due, kindly apply them to Deposit Account No. 06-1050, referencing Attorney Docket No. 14875-0153US1.

Respectfully submitted,

Date: January 8, 2010

/Janis K. Fraser/
Janis K. Fraser, Ph.D., J.D.
Reg. No. 34,819

Fish & Richardson P.C.
PTO Customer No. 26161
Telephone: (617) 542-5070
Facsimile: (877) 769-7945
22336647.doc

CERTIFICATE OF MAILING BY EFS-WEB FILING

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date.